

AMENDED IN SENATE JUNE 18, 2014  
AMENDED IN ASSEMBLY JANUARY 23, 2014  
AMENDED IN ASSEMBLY JANUARY 6, 2014  
AMENDED IN ASSEMBLY APRIL 25, 2013  
AMENDED IN ASSEMBLY APRIL 16, 2013  
AMENDED IN ASSEMBLY MARCH 21, 2013  
CALIFORNIA LEGISLATURE—2013–14 REGULAR SESSION

## ASSEMBLY BILL

**No. 1193**

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**Introduced by Assembly Member Ting**  
**(~~Coauthor: Assembly Member Gatto~~)**  
**(Coauthors: Assembly Members Bloom, Gatto, Lowenthal, and**  
**Wieckowski)**

February 22, 2013

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An act to amend Sections 890.4, 890.6, and 891 *of, to add Section 885.1 to, and to repeal Section 891.1 of, the Streets and Highways Code, relating to bikeways.*

### LEGISLATIVE COUNSEL’S DIGEST

AB 1193, as amended, Ting. Bikeways.

**Existing**

(1) *Existing* law defines “bikeway” for certain purposes to mean all facilities that provide primarily for bicycle travel. Existing law categorizes bikeways into 3 classes of facilities.

This bill would additionally provide for ~~a classification of~~ Class IV bikeways, *also known as cycle tracks or separated bikeways*, as specified.

**Existing**

(2) *Existing* law requires the Department of Transportation, in cooperation with county and city governments, to establish *and update* minimum safety design criteria for the planning and construction of bikeways, and requires the department to establish uniform specifications and symbols regarding bicycle travel and bicycle traffic related matters. Existing law requires all city, county, regional, and other local agencies responsible for the development or operation of bikeways or roadways where bicycle travel is permitted to utilize all of those minimum safety design criteria and uniform specifications and symbols for signs, markers, and traffic control devices established pursuant to that law.

This bill would require the department, in cooperation with local agencies, to establish minimum safety design criteria for ~~Class IV bikeways~~. *each class of bikeways, with consideration for the safety of vulnerable populations, as specified. The bill would require all city, county, regional, and other local agencies to utilize the uniform specifications and symbols for signs, markers, and traffic control devices established by the department and would authorize those agencies to utilize the minimum safety design criteria.*

(3) Existing law requires the Department of Transportation to establish, by June 30, 2013, procedures for cities, counties, and local agencies to be granted exceptions from the requirement to use design criteria and uniform specifications for purposes of research, experimentation, testing, evaluation, or verification. Existing law requires the department, by November 1, 2014, to report to the transportation policy committees of both houses of the Legislature the steps that the department has taken to implement those requirements, including, but not limited to, information regarding requests received and granted by the department from July 1, 2013, to June 30, 2014, inclusive, for those exceptions, and the reasons the department rejected any requests for those exceptions.

*This bill would repeal those requirements.*

Vote: majority. Appropriation: no. Fiscal committee: yes.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

1     SECTION 1. The Legislature finds and declares all of the  
2     following:

1 (a) It is the goal of the state to increase the number of trips  
2 Californians take by bicycle and other forms of active  
3 transportation in order to help meet the state's greenhouse gas  
4 emissions reduction goals, improve Californians' health by helping  
5 more people be active, and stimulate the economy.

6 (b) Protected bikeways are proven to attract many more people  
7 to bicycling and to reduce collision rates compared to unimproved  
8 streets or streets with typical bike lanes.

9 (c) Property and businesses adjacent to protected bikeways  
10 experience increases in real estate values and sales compared to  
11 unimproved streets.

12 (d) Bicycling accounts for 2,000,000 trips every day in  
13 California, showing growth in all groups, in particular among  
14 people of color.

15 (e) Safe street-level bikeways are proven to reduce bike riding  
16 on the sidewalk, wrong-way riding, and other illegal or unsafe  
17 bicycling practices.

18 (f) It is the objective of the state to encourage the planning,  
19 design, and construction of protected bikeways in a manner that  
20 improves safety for all users, including motorists, transit users,  
21 pedestrians, and persons with disabilities, with special attention  
22 to the needs of visually impaired persons.

23 SEC. 2. Section 885.1 is added to the Streets and Highways  
24 Code, to read:

25 885.1. This chapter shall be known, and may be cited, as the  
26 Protected Bikeways Act of 2014.

27 **SECTION 1.**

28 SEC. 3. Section 890.4 of the Streets and Highways Code, is  
29 amended to read:

30 890.4. As used in this article, "bikeway" means all facilities  
31 that provide primarily for bicycle travel. For purposes of this  
32 article, bikeways shall be categorized as follows:

33 (a) Class I bikeways, also known as "bike paths" or "shared-use  
34 paths," which provide a completely separated right-of-way  
35 designated for the exclusive use of bicycles and pedestrians with  
36 crossflows by motorists minimized.

37 (b) Class II bikeways, also known as "bike lanes," which provide  
38 a restricted right-of-way designated for the exclusive or  
39 semiexclusive use of bicycles with through travel by motor vehicles

1 or pedestrians prohibited, but with vehicle parking and crossflows  
2 by pedestrians and motorists permitted.

3 (c) Class III bikeways, also known as onstreet or offstreet “bike  
4 routes,” which provide a right-of-way designated by signs or  
5 permanent markings and shared with pedestrians and motorists.

6 (d) Class IV bikeways, also known as ~~“eyelet tracks”~~ “cycle  
7 tracks” or ~~“protected bike lanes,”~~ “separated bikeways,” which  
8 provide a right-of-way designated exclusively for bicycle travel  
9 within a roadway and which are protected from other vehicle traffic  
10 with devices, including, but not limited to, vehicular traffic. Types  
11 of separation include, but are not limited to, grade separation,  
12 flexible posts, inflexible physical barriers, or ~~parked cars on-street~~  
13 parking.

14 SEC. 4. Section 890.6 of the Streets and Highways Code is  
15 amended to read:

16 890.6. The department, in cooperation with county and city  
17 governments, shall establish minimum safety design criteria for  
18 the planning and construction of ~~bikeways~~ *each class of bikeway*  
19 *identified in Section 890.4* and roadways where bicycle travel is  
20 permitted. The criteria shall include, but not be limited to, the  
21 design speed of the facility, minimum widths and clearances, grade,  
22 radius of curvature, pavement surface, actuation of automatic traffic  
23 control devices, drainage, and general safety, *with consideration*  
24 *for the safety of vulnerable populations, such as children, seniors,*  
25 *persons with impaired vision, and persons of limited mobility.* The  
26 criteria shall be updated biennially, or more often, as needed.

27 ~~SEC. 2.~~

28 SEC. 5. Section 891 of the Streets and Highways Code is  
29 amended to read:

30 891. ~~(a)~~ All city, county, regional, and other local agencies  
31 responsible for the development or operation of bikeways or  
32 roadways where bicycle travel is permitted ~~shall may utilize all~~  
33 *the* minimum safety design criteria *established pursuant to Section*  
34 *890.6 and shall utilize the* uniform specifications and symbols for  
35 signs, markers, and traffic control devices established pursuant to  
36 ~~Sections 890.6 and 890.8, except as provided in subdivision (b).~~

37 ~~(b) The department shall establish procedures to permit~~  
38 ~~exceptions to the requirements of subdivision (a) for purposes of~~  
39 ~~research, experimentation, testing, evaluation, or verification.~~

1     ~~(e) The department, in cooperation with local agencies, shall~~  
2     ~~establish minimum safety design criteria for Class IV bikeways,~~  
3     ~~as designated in Section 890.4. Section 890.8.~~

4     ~~SEC. 6. Section 891.1 of the Streets and Highways Code is~~  
5     ~~repealed.~~

6     ~~891.1. (a) The department shall, by November 1, 2014, submit~~  
7     ~~a report to the transportation policy committees of both houses of~~  
8     ~~the Legislature that describes the steps the department has taken~~  
9     ~~to implement the requirements of subdivision (b) of Section 891~~  
10    ~~related to permitting exceptions to the requirements of subdivision~~  
11    ~~(a) of Section 891. The report shall include, but not be limited to,~~  
12    ~~all of the following:~~

13    ~~(1) The number of requests the department has received from~~  
14    ~~cities, counties, and local agencies from July 1, 2013, to June 30,~~  
15    ~~2014, inclusive.~~

16    ~~(2) The number of exceptions the department granted during~~  
17    ~~that year.~~

18    ~~(3) If any requests were rejected, the reasons why those requests~~  
19    ~~were not approved.~~

20    ~~(b) This section shall become inoperative on July 1, 2015, and,~~  
21    ~~as of January 1, 2016, is repealed, unless a later enacted statute,~~  
22    ~~that becomes operative on or before January 1, 2016, deletes or~~  
23    ~~extends the dates on which it becomes inoperative and is repealed.~~